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The Honorable Thomas S. Zilly

MAY 23 2002 MR

U.S. DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
SEATTLE

CV 01-01081 #00000041

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON AT SEATTLE

MUIO TRAN, KIM CUC NGUYEN, NHU  
HUU TRAN, a minor child, LOAN HUU  
TRAN, a minor child,

Plaintiffs,

v.

CITY OF SEATTLE, et al.,

Defendants.

No. CO1-1081-Z

DECLARATION OF TRUNG  
NGUYEN IN SUPPORT OF  
SUMMARY JUDGMENT

TRUNG H. NGUYEN declares as follows:

1. I make this declaration on the basis of personal knowledge and am  
competent to testify to the matters herein.

2. I am a police officer with the Seattle Police Department and was so on  
July 19, 1999.

3. I have absolutely no recollection of ever providing back up or otherwise  
investigating any crime at 5101 South Orchard Street on July 19, 1999. Nor do I believe  
I otherwise participated in the events underlying plaintiffs' complaint. Having reviewed  
the incident reports, I am fairly certain I never arrived to 5101 South Orchard Street on

DECLARATION OF TRUNG NGUYEN IN  
SUPPORT OF SUMMARY JUDGMENT - 1

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ORIGINAL

1 July 19, 1999. First, the documents do not reflect my alleged participation. Second, I  
2 am quite certain that I would have remembered this incident if I had participated. It is  
3 not a common occurrence to have a Vietnamese family attack police officers.  
4 Furthermore, I am also Vietnamese and believe the incident would have stuck in my  
5 mind for that reason. Based on my inability to recollect the incident, I am relatively  
6 certain that I was not in any way involved.

7 4. To my knowledge, I have never met Muio Tran, Kim-Cuc Nguyen, Nhu  
8 Huu Tran, or Loan Huu Tran, nor have I had any other contact with them, individually or  
9 collectively. Other than what I have heard through the grapevine, I know nothing about  
10 this case.

11 I CERTIFY under penalty of perjury under the laws of Washington State that the  
12 foregoing is true and correct.

13 DATED this 21<sup>st</sup> day of APRIL, 2002.

14  
15  5999  
16 Trung H. Nguyen